



PREPROPOSAL STATEMENT OF INQUIRY

CR-101 (June 2004)

(Implements RCW 34.05.310)

Do **NOT** use for expedited rule making

Agency: Washington State Patrol

Subject of possible rule making: Fire Standard Compliant (Reduced Ignition Propensity) Cigarettes

Rule making for RCW 19.305

Specific: 19.305.060

Statutes authorizing the agency to adopt rules on this subject: RCW 19.305

Specific: 19.305.060

Reasons why rules on this subject may be needed and what they might accomplish: RCW 19.305.060(1) permits the WSP to adopt rules for the implementation of the fire safe cigarette program. Rules are to outline the WSP administrative functions and the requirements for product registration within Washington State.

Identify other federal and state agencies that regulate this subject and the process coordinating the rule with these agencies:

RCW 19.305.060 permits the Department of Revenue in the regular course of conducting inspections of wholesale dealers, agents, and retail dealers, as authorized under RCW 82.24, may inspect cigarettes to determine if the cigarettes are marked as required by RCW 19.305.040. If the cigarettes are not marked as required, the Department of Revenue shall notify the state Director of Fire Protection.

Under 19.305.070, the Attorney General and the state Director of Fire Protection are authorized to examine the books, papers, invoices, and other records of any person in possession, control, or occupancy of any premises where cigarettes are placed, stored, sold, or offered for sale, as well as the stock of cigarettes on the premises.

Process for developing new rule (check all that apply):

☒ Negotiated rule making

☐ Pilot rule making

☐ Agency study

☐ Other (describe)

How interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication:

(List names, addresses, telephone, fax numbers, and e-mail of persons to contact; describe meetings, other exchanges of information, etc.)

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DATE

March 27, 2009

NAME (TYPE OR PRINT)

John R. Batiste

SIGNATURE

TITLE

Chief, Washington State Patrol

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**OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED**

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